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Attorneys for Plaintiff

UNITED STATES DISTRICT COURT  
NORTHERN DISTRICT OF CALIFORNIA  
SAN FRANCISCO DIVISION

UNITED STATES OF AMERICA, )  
 )  
Plaintiff, )  
 )  
v. )  
 )  
DENY SORTO-FUENTES, )  
 )  
Defendant. )

No. CR 06-815 SI

**[PROPOSED] ORDER AND  
STIPULATION CONTINUING  
SENTENCING HEARING FROM MAY  
11, 2007, TO MAY 18, 2007**

Sentencing Date: May 11, 2007

The parties last appeared before the Court on March 21, 2007. At that time, this case was put over until May 11, 2007 for sentencing, pending location of prior conviction documents and preparation of a presentence report. After discussions, the parties request that the matter be continued one additional week, to May 18, 2007 for sentencing, and stipulate as follows:

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[PROPOSED] ORDER AND  
STIPULATION

1. On April 19, 2007, Assistant Federal Public Defender Barry Portman filed a seven-page letter with the Probation Office regarding the offense level calculation in this case. Although that letter was delivered to the U.S. Attorney's Office on April 19, AUSA Frick did not receive the letter until the afternoon of April 20, 2007.

2. The Probation Officer informed AUSA Frick today, on April 20, 2007, that he plans to issue his presentence report on Friday, April 27, 2007.

3. AUSA Frick will be unavailable from April 23, 2007 until May 4, 2007, due to her attendance at a training seminar in Columbia, South Carolina.

4. As currently scheduled, the parties' sentencing memoranda would be due on May 4, 2007, the day of AUSA Frick's return. Due to the intensive nature of the training that AUSA Frick will be attending, there will be insufficient time to respond to the arguments set forth in Mr. Portman's letter and in the presentence report.

5. The parties agree to a one-week continuance of time. Failure to grant the continuance would unreasonably deny the government an opportunity to respond to the sentencing arguments at issue.

IT IS SO STIPULATED.

DATED: \_\_\_\_\_

/S/  
ERIKA R. FRICK  
Assistant United States Attorney

DATED: \_\_\_\_\_

/S/  
BARRY J. PORTMAN  
Attorney for Deny Sorto-Fuentes

**[PROPOSED] ORDER**

With the agreement of the parties, and with the consent of the defendant, the Court enters this order continuing the sentencing hearing currently scheduled for May 11, 2007, to May 18, 2007, before the Honorable Susan Illston.

**IT IS SO ORDERED.**

DATED: \_\_\_\_\_



\_\_\_\_\_  
THE HON. SUSAN ILLSTON  
United States District Court Judge